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6 **UNITED STATES DISTRICT COURT**
7 **SOUTHERN DISTRICT OF CALIFORNIA**
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9 WILFREDO A. GOLEZ,

10 Plaintiff,

11 v.

12 JOHN E POTTER, Postmaster General;
13 U.S. POSTAL SERVICE,

14 Defendant.

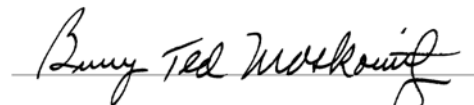
Case No. 09cv0965 BTM(WMc)

**ORDER DENYING WITHOUT
PREJUDICE PLAINTIFF'S
REQUEST TO FILE A FOURTH
AMENDED COMPLAINT**

15 Plaintiff has filed a request for leave of the Court to file a Fourth Amended Complaint
16 "to conform to Federal Rules of Civil Procedures requirements." Plaintiff's request is
17 **DENIED WITHOUT PREJUDICE.** In opposing Defendant's pending motion to dismiss
18 certain claims in the Third Amended Complaint and motion to strike certain allegations,
19 Plaintiff may request leave to amend his complaint, but must support his request with an
20 explanation of how he would amend his claims and why the amendments would cure any
21 pleading deficiencies that might otherwise exist. Plaintiff's opposition to the pending motions
22 is currently due on or before **May 14, 2010.**

23 **IT IS SO ORDERED.**

24 DATED: April 23, 2010

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26 Honorable Barry Ted Moskowitz
27 United States District Judge
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